

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

MONTVALE SURGICAL CENTER, LLC
a/s/o D.C; IN-BALANCE HEALTH, LLC
a/s/o D.C.; and HEALTH SWITCH, LLC a/s/o
D.C.,

Plaintiffs,

v.

HORIZON BLUE CROSS BLUE SHIELD OF
NJ; ABC CORP. 1-10 (said names being
fictitious and unknown entities),

Defendants.

CIVIL ACTION NO.: 12-3995

NOTICE OF MOTION

TO: Andrew R. Bronsnick, Esquire
Massood & Bronsnick, LLP
50 Packanack Lake Road
Wayne, NJ 07470
Attorney for Plaintiffs

PLEASE TAKE NOTICE that Defendant Horizon Blue Cross Blue Shield of New Jersey ("Horizon"), by its undersigned counsel, shall move for an Order for summary judgment against Plaintiffs Montvale Surgical Center, In-Balance Health, LLC and Health Switch, LLC before the United States District Court for the District of New Jersey, Clarkson S. Fisher Federal Bldg. & U.S. Courthouse, 402 E. State Street, Trenton, New Jersey on February 4, 2013, at 9:00 a.m. or as soon thereafter as counsel may be heard.

In support of this Motion, Defendant Horizon Blue Cross Blue Shield of New Jersey shall rely on the accompanying Memorandum of Law with exhibits and Certification.

CONNELL FOLEY LLP
Liberty View
457 Haddonfield Road, Suite 230
Cherry Hill, New Jersey 08002
(856) 317-7100

*Attorneys for Defendant
Horizon Blue Cross Blue Shield of New
Jersey*

BY: s/Matthew A. Baker
Matthew A. Baker, Esquire

DATE: January 9, 2013